

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

SCOTT NATHON WEHMHOFER,  
TDCJ #795907,

Plaintiff,

v.

JOHN F. KITCHEL,

Defendant.

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CIVIL ACTION NO. H-05-3140

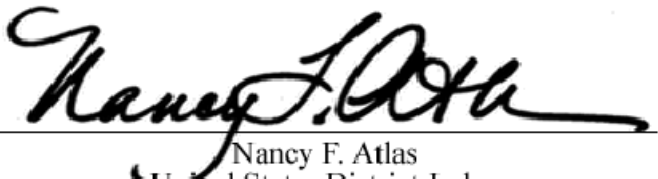
**FINAL JUDGMENT**

For the reasons set out in the Court's *Memorandum and Order* of even date, this case is **DISMISSED** with prejudice, under 28 U.S.C. § 1915(e)(2)(B), as frivolous and malicious.

This is a **FINAL JUDGMENT**.

The Clerk will provide copies of this order to the parties.

SIGNED at Houston, Texas on **September 19, 2005**.

  
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Nancy F. Atlas  
United States District Judge